



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re The Application of

Keiji OSAWA

Group Art Unit: 2872

Application No.: 10/653,223

Examiner: R. Shafer

Filed: September 3, 2003

Docket No.: 103173.04

For: OPTICAL FILTER AND OPTICAL DEVICE PROVIDED WITH THIS OPTICAL FILTER

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

05/17/2005 SZEWDIE1 00000142 10653223

Sir:

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130.00 OP

Your Petitioner, Nikon Corporation, represents that it is the owner of a 100% interest in the above-identified patent application by virtue of an Assignment filed March 30, 1999 and recorded at Reel 009863, Frame 0054. The undersigned also certifies that he is empowered to execute this Terminal Disclaimer on behalf of the assignee.

Your Petitioner hereby disclaims the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration of the full statutory term as presently shortened by any Terminal Disclaimer, of U.S. Patent No. 6,327,085 issued December 4, 2001 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said U.S. Patent shall be the same as the legal title to any patent issuing from the above-identified application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration of the full statutory term as presently shortened by any Terminal Disclaimer of said U.S. Patent in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any Terminal Disclaimer.

Check No. 166671 in the amount of \$130.00 (large entity) or \$65.00 (small entity) is attached in accordance with 35 U.S.C. §41(a)(5). The U.S. Patent and Trademark Office is authorized to debit Deposit Account No. 15-0461 in the amount necessary to effect filing of this Terminal Disclaimer.

DATE: 5/16/05

SIGNED:

TYPED NAME:

Thomas J. Pardini

TITLE OR REGISTRATION NO.
OF ATTORNEY OF RECORD:

30,411